IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.899 OF 2005.

IN

FIRST APPEAL NO.1272 OF 2001.

Vishnu Maruti Zapade : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.900 OF 2005.

IN

FIRST APPEAL NO.1273 OF 2001.

Subhash Dagdu Chakave : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.901 OF 2005.

IN

FIRST APPEAL NO.1274 OF 2001.

Mahadu Chimaji Chakave : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.902 OF 2005.

IN

FIRST APPEAL NO.1275 OF 2001.

Babu Savleram Chakave : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.903 OF 2005.

IN

FIRST APPEAL NO.1279 OF 2001.

Tukaram Dagdu Kale : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.904 OF 2005.

IN

FIRST APPEAL NO.1276 OF 2001.

Bhimaji Narayan Chakave : Applicant.

versus

The State of Maharashtra : Respondent.

WITH

CIVIL APPLICATION NO.905 OF 2005.

IN

FIRST APPEAL NO.1281 OF 2001.

Sopan Rambhau Chakave : Applicant.

versus

The State of Maharashtra : Respondent.

Mr.Navin B. Shah for the applicants.
Mr.K.K.Tated, AGP, for the State.

CORAM : J.H.BHATIA,J.

DATED : 5th August 2005.

P.C.

1. Heard Mr.Shah, the learned counsel for the applicants and, Mr.Tated, the learned AGP for the State. In all these matters, an order was passed on 16th April 2002 directing the appellant/State to deposit decretal amount within a period of 15 weeks in the Reference Court. The

applicants/respondents were allowed to withdraw 50% of the amount on giving security and, the balance 50% amount was directed to be invested in a fixed deposit with nationalised bank. Now these applications were moved to seek modification of that order and to allow the applicants to withdraw balance 50% amount which was directed to be invested in the nationalised bank. In view of the fact that the rates of interest offered by the nationalised bank on fixed deposit have been drastically cut down, in the interest of justice, the applicants are allowed to withdraw the said amount also subject to furnishing bank guarantee for the said amount. Applications are allowed accordingly.

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